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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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RSA-2799-1993
Date of decision:20.01.2024

RATTAN KUMAR

... APPELLANT

VS.

STATE OF PUNJAB & ANR.

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: None for the appellant.

Mr. Vikas Arora, AAG, Punjab.

SUVIR SEHGAL J. (ORAL)

1. Plaintiff-appellant is in a second appeal before this Court challenging the concurrent finding of fact recorded by both the Courts below.
2. Rattan Kumar, plaintiff-appellant was working as a Veterinary, Pharmacist, when he was charge-sheeted. His reply was found to be unsatisfactory and an Inquiry Officer was appointed, who found him guilty for unauthorized absence from duty, without permission, from 01.12.1976 to 26.03.1984. By order dated 27.06.1988, he was dismissed from service. He has unsuccessfully challenged the said order before both the Courts below.

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3. I have heard the State counsel and perused the paper-book with his able assistance.
4. At the outset, State counsel submits that the plaintiff-appellant had a remedy of filing an appeal under Rule 15 of the Punjab Civil Services (Punishment and Appeal) Rules, 1970 (for short “the Rules”).
5. In view of the above, appeal is disposed of with liberty to the plaintiff-appellant to avail the remedy available to him in accordance with law. He shall be at liberty to take the benefit of Section 14 of the Limitation Act, in case, he takes recourse to the alternate remedy available to him under the Rules. Findings recorded by the Courts below would not be an impediment in case he adopts this course.
6. Pending application(s), if any, shall stand disposed of.

20.01.2024
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No